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In re Application of BARMENTLO et al
U.S. Application No.: 10/539,699
PCT Application No.: PCT/IB03/0560205771
Int. Filing Date: 03 December 2003
Priority Date Claimed: 18 December 2002
Attorney Docket No.: US020549
For: PUMP SYSTEM FOR A PERSONAL CARE
APPLIANCE

DECISION

This is in response to applicant's "Petition Under 37 CFR 1.182" filed 06 September 2005.

BACKGROUND

On 03 December 2003, applicant filed international application PCT/IB03/05602, which claimed priority of an earlier United States application filed 18 December 2002. A copy of the international application was communicated to the USPTO from the International Bureau on 01 July 2004. The thirty-month period for paying the basic national fee in the United States expired on 18 June 2005.

On 16 June 2005, applicant filed two sets of purported national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1). The first set of national stage papers referenced international application number PCT/IB03/05602 and attorney docket number "US020549" and was assigned U.S. Application Number 10/539,699. The second set of national stage papers referenced international application number PCT/IB03/05602 and attorney docket number "US020548" and was assigned U.S. Application Number 10/539,896.

On 06 September 2005, applicant filed the present petition under 37 CFR 1.182.

DISCUSSION

The petition states that the Transmittal Letter for the present application should have referenced international application PCT/IB03/05771 instead of PCT/IB03/05602. A review of the application file reveals that the remainder of the papers filed on 16 June 2005 in the present application are consistent with international application PCT/IB03/05771. Applicant's explanation for the typographical error is accepted.

CONCLUSION

The petition under 37 CFR 1.182 is GRANTED.

Application 10/539,699 is being forwarded to the United States Designated/Elected Office (DO/EO/US) for processing as the U.S. national stage entry of international application PCT/IB03/05771. Application 10/539,896 is being forwarded to the DO/EO/US for processing as the U.S. national stage entry of international application PCT/IB03/05602.



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